

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF SAN BERNARDINO COUNTY, CALIFORNIA  
AND RECORD OF ACTION**

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**July 1, 2003**

**FROM:** KEN A. MILLER, Director,  
Department of Public Works – Solid Waste Management Division

**SUBJECT:** AMENDMENT NO. 9 TO CONTRACT NO. 01-237 WITH BURRTEC WASTE INDUSTRIES, INC.

**RECOMMENDATIONS:** Approve Amendment No. 9 to Contract No. 01-237 with Burrtec Waste Industries, Inc. ("Burrtec"), for an amount not to exceed \$298,000, to provide additional handling and disposal services for Bark Beetle related wood waste brought to the Heaps Peak Transfer Station.

**BACKGROUND INFORMATION:** On April 23, 2002 and again on September 24, 2002, the County Board of Supervisors (Board) adopted resolutions proclaiming a local emergency on public and private lands located in the San Bernardino and Angeles National Forests. The emergency is the result of an infestation of pine trees by bark beetles. The Board has reviewed and has continued the proclamation as required by the California Government Code, and is doing so as a result of the continued existence of the local emergency. On March 7, 2003, Governor Gray Davis signed a proclamation to declare the San Bernardino Mountains a State of Emergency.

On April 8, 2003, the Board authorized a number of County departments to take various actions relative to the use of a \$2,673,101 Congressional appropriation for the remediation of the unprecedented tree mortality in the San Bernardino Mountain Communities. Recommendation No. 2 on the April 8, 2003 item authorized the submission of a grant application to the Governor's Office of Emergency Services (State OES) for funds to be used for tree removal and waste management related services. Wood waste tonnage diverted can be used as local match for this grant.

On March 27, 2001, the Board approved Contract No. 01-237 with Burrtec for the operations and maintenance of San Bernardino County active and in-active landfills and transfer stations beginning July 1, 2001. The Board has approved eight (8) previous amendments to the contract.

On May 6, 2003, the Board approved Amendment No. 7 to Contract No. 01-237 which allowed Burrtec to provide handling services for Bark Beetle related wood waste brought to the Heaps Peak Transfer Station and required Burrtec to dispose of such waste outside of the County's Solid Waste Disposal System. Burrtec will be compensated under the terms of Contract 01-237 as though the Bark Beetle related wood waste was being handled and disposed of within the County Solid Waste Disposal System as any other solid waste delivered to the Heaps Peak Transfer Station (with certain technical exceptions), in the not to exceed amount of \$476,800 for a maximum of 16,000 tons.

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**AMENDMENT NO. 9 TO CONTRACT NO. 01-267 WITH BURRTEC WASTE INDUSTRIES, INC.**

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A site near Lake Arrowhead has been set-up for the incineration of wood waste related to the bark beetle infestation. Training and start-up at that site commenced on June 2, 2003. Because of delays in starting full-time operations at this site, Solid Waste Management (SWMD) staff estimates that an additional 10,000 tons of bark beetle related wood waste will need to be diverted outside the county landfill system by Burrtec. SWMD staff expects the weekly tonnage handled by Burrtec to be reduced as the incineration process moves from training and start-up, to full-time operations. Full-time operations at the incineration site are anticipated to start July 7, 2003.

Due to the additional tonnage of bark beetle related wood waste that was not anticipated under Amendment No. 7, SWMD staff recommends approval of this amendment. This amendment will benefit the community by continuing to provide an outlet for the disposal of Bark Beetle related wood waste while both encouraging the beneficial use of such waste and preserving landfill space within the County's Solid Waste Disposal System.

**REVIEW BY OTHERS:** This item was reviewed by Deputy County Counsel Robert L. Jocks on June 18, 2003 and the County Administrative Office (Tom Forster, Administrative Analyst) on June 23, 2003.

**FINANCIAL IMPACT:** The cost of this amendment is \$298,000. This expenditure is unanticipated but will be financed by funds available in SWMD's FY 2003-04 budget (Fund: EAA Dept: SWM Org: SWM Appr: 200 Obj: 2445).

**COST REDUCTION REVIEW:** The County Administrative Office has reviewed this agenda item and concurs with the Department's proposal and recommends this action based on the following: a state of emergency exists in the local mountains due to the existence of more than 99,000 acres of dead, dying, and diseased trees that pose a significant fire threat. This Amendment will allow for the continuing handling and disposal of a portion of the Bark Beetle related wood waste while encouraging the beneficial use of such waste and preserving space within the County's Solid Waste Disposal System.

**SUPERVISORIAL DISTRICT(S):** Second, Third

**PRESENTER:** Peter H. Wulfman, 386-8703